

1 BILL NO. G- 82-09-

42 as amended, as amended

2 GENERAL ORDINANCE NO. G-~~30-82~~

3 An Ordinance amending General
4 Ordinance No. G-14-81 dealing
with animals.

Loch.

5 Section 1. That portion of Section 6-1 of General
6 Ordinance No. G-14-81 entitled Restraint is hereby repealed
7 in its entirety and the following is substituted therefor:

8 RESTRAINT: Any animal secured by leash or lead,
9 or under the physical control of the animal's owner
or attending party, or within the real property
10 limits of its owner.

11 Section 2. The following amendments are also made
12 to General Ordinance No. G-14-81:

13 Section 6-4-(1) is repealed in its entirety and the
14 following is substituted therefor:

15 No person shall confine or allow his or her animal
16 to remain outside without access to appropriate shelter
from the elements.

17 ~~Section 6-4 (6) is repealed in its entirety and the~~
18 ~~following is substituted therefor:~~

19 ~~Persons responsible for an animal shall immediately~~
20 ~~remove the animal's excrement from public lands or from~~
the property of another, excepting a blind person working
a guide dog.

21 ~~Section 6-4-(26) is repealed in its entirety and the~~
22 ~~following is substituted therefor:~~

23 No person shall allow the continuous barking, yelping,
24 whining, or howling of a dog. The animal control officer
25 *JHL shall* ~~take~~ steps to immediately correct the situation
26 and cause the noise to be abated, either through
issuance of a citation, or impounding the animal if
no owner or agent can be found at the time of the
disturbance.

27 Article VII Penalties/Violations Section 21 is repealed
28 in its entirety and the following is substituted
29 therefor:

30 ARTICLE VII

31 PENALTIES/VIOLATIONS

32 Section 6-21 PENALTIES/VIOLATIONS

DAZ

fifteen

15.00

60.00

2

sixty

60.00

- 1 (1) Violators of this ordinance shall be fined
2 not less than ~~five~~ ^{fifteen} dollars (\$50.00) nor
3 more than ~~thirty~~ ^{sixty} dollars (\$100.00). ~~60.00~~
- 4 (2) Each offense shall be considered as a
5 separate offense and subject to fine and/
6 or other disposition as herein provided.
- 7 (3) In the event that an animal is retained at the
8 Shelter because its owner has been in violation of
9 this ordinance, the person redeeming the animal
10 by paying the fine shall also be subject to paying
11 for medical bills incurred for routine shots for
12 animals at the Animal Control Shelter.
- 13 (4) Violators, upon conviction, may be given the
14 opportunity to work at the Animal Control Shelter
15 and/or participate in a humane education program,
16 if so recommended by the court.
- 17 (5) Each twenty-four (24) hours that a violation occurs
18 will be considered a separate offense and can be
19 cited as such.
- 20 (6) Violations of any provision of this ordinance may
21 result in immediate impoundment of animal(s).
- 22 (7) Violation of any provision of this ordinance may
23 result in revocation of any permits.

24 Section 3. In all respect except as herein repealed
25 and amended said General Ordinance No. G-14-81 shall be in
26 full force and effect.

27 Section 4. SEVERABILITY

- 28 (1) If any part of this ordinance shall be held invalid,
29 such part shall be deemed severable and the
30 invalidity thereof shall not affect the remaining
31 parts of this ordinance.

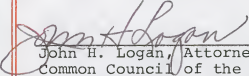
32 Section 5. EFFECTIVE DATES OF THIS ORDINANCE

- 33 (1) This ordinance shall be in full force and effect
34 from and after its passage, approval by the Mayor,
35 and legal publication or legal posting thereof.

36 

COUNCILMAN

37 APPROVED AS TO FORM AND LEGALITY:

38 

39 John H. Logan, Attorney for the
40 Common Council of the City of
41 Fort Wayne, Indiana

Read the first time in full and on motion by _____, seconded by _____, and duly adopted, read the second time by title and referred to the Committee _____ (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock _____.M.,E.S.T.

DATE: _____

CHARLES W. WESTERMAN - CITY CLERK

Read the third time in full and on motion by Talarico, seconded by Stier, and duly adopted, placed on its passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>4</u>	<u>4</u>	<u>1</u>		<u>9</u>
<u>BRADBURY</u>		<u>X</u>			<u>X</u>
<u>BURNS</u>	<u>X</u>				<u>X</u>
<u>EISBART</u>		<u>X</u>			
<u>GIAQUINTA</u>		<u>X</u>			<u>X</u>
<u>SCHMIDT</u>	<u>X</u>				<u>X</u>
<u>SCHOMBURG</u>	<u>X</u>				<u>X</u>
<u>SCRUGGS</u>			<u>X</u>		<u>X</u>
<u>STIER</u>		<u>X</u>			<u>X</u>
<u>TALARICO</u>	<u>X</u>				<u>X</u>

DATE: 10-26-82

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) NO. _____ on the _____ day of _____, 19____.

ATTEST:

(SEAL)

CHARLES W. WESTERMAN - CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the _____ day of _____, 19____, at the hour of _____ o'clock _____.M.,E.S.T.

CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this _____ day of _____ 19____, at the hour of _____ o'clock _____.M.,E.S.T.

WIN MOSES, JR. - MAYOR

Read the first time in full and on motion by Eisbart, seconded by Shaw, and duly adopted, read the second time by title and referred to the Committee Legislation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on , 19 , at o'clock M., E.S.T.

DATE: 9-28-82

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Read the third time in full and on motion by Eisbart, seconded by Talarico, and duly adopted, placed on its passage. PASSED ~~(LOST)~~ by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>BRADBURY</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>BURNS</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>EISBART</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>GIAQUINTA</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>SCHMIDT</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>SCHOMBURG</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>SCRUGGS</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>STIER</u>	<u> </u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>TALARICO</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

DATE: Oct. 12, 1982

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as ~~(ZONING MAP)~~ (GENERAL) ~~(ANNEXATION)~~ (SPECIAL)

~~(APPROPRIATION)~~ ORDINANCE ~~(RESOLUTION)~~ NO. 6-30-82
on the 12th day of October, 1982.

ATTEST:

(SEAL)

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Samuel J. Talarico
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 13th day of October, 1982, at the hour of 11:30 o'clock A M., E.S.T.

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this day of

19 , at the hour of o'clock M., E.S.T.

WIN MOSES, JR. - MAYOR

Ordinance was vetoed by Mayor Moses Jr. on October 22, 1982 - a 2/3 vote by elected officials is needed to override the veto.

BILL NO. G-82-09-42

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON Regulations TO WHOM WAS REFERRED AN
ORDINANCE amending General Ordinance No. G-14-81 dealing with
animals

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE DO PASS.

BEN A. EISBART, CHAIRMAN

JANET G. BRADBURY, VICE CHAIRMAN

PAUL M. BURNS

VICTURE L. SCRUGGS

ROY J. SCHOMBURG

CONCURRED IN

DATE 10/12/82 CHARLES W. WESTERMAN, CITY CLERK